MINUTES

MONTANA SENATE
59th LEGISLATURE - REGULAR SESSION

COMMITTEE ON STATE ADMINISTRATION

Call to Order: By **CHAIRMAN CAROLYN SQUIRES**, on January 14, 2005
at 3:00 P.M., in Room 335 Capitol.

<u>ROLL CALL</u>

Members Present:
 Sen. Carolyn Squires, Chairman (D)
 Sen. Joe Balyeat (R)
 Sen. Vicki Cocchiarella (D)
 Sen. Mike Cooney (D)
 Sen. Jeff Essmann (R)
 Sen. Steven Gallus (D)
 Sen. Rick Laible (R)
 Sen. Dave Lewis (R)
 Sen. Jim Shockley (R)
 Sen. Joseph (Joe) Tropila (D)

Members Excused: Sen. Jon Ellingson (D)

Members Absent: None.

Staff Present: Dave Bohyer, Legislative Branch
      Claudia Johnson, Committee Secretary

Please Note. These are summary minutes. Testimony and discussion
are paraphrased and condensed.

Committee Business Summary:
 Hearing & Date Posted: None.
  Executive Action: SB 16, SB 23, SB 81, SB 25, SB 54,
          SB 69, SB 89

EXECUTIVE ACTION ON SB 16

Motion: SEN. TROPILA moved that SB 16 DO PASS.

Motion: SEN. TROPILA moved amendment SB001603.adb DO PASS.

EXHIBIT(sts10a01)

Discussion: **SEN. BALYEAT** wanted to know why would the Governor's office run public service announcements (PSAs) for in-state when they are run out-of-state. **SEN. COONEY** informed him that the PSAs are to remind Montanans to invite their out-of-state friends to Montana. **SEN. COONEY** also stated he will vote no on this amendment. **SEN. GALLUS** said he was also going to vote no on the amendment.

Vote: Voice vote was taken, motion failed 0-11.

Motion/Vote: SEN. TROPILA moved amendment SB001601.adb DO PASS. Motion carried unanimously by voice vote.

EXHIBIT(sts10a02)

Motion/Vote: SEN. BALYEAT moved amendment SB001602.adb DO PASS. Motion carried unanimously by voice vote.

EXHIBIT(sts10a03)

Motion/Vote: SEN. TROPILA moved that SB 16 DO PASS AS AMENDED. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 23

{Tape: 1; Side: A; Approx. Time Counter: 19.8 - 25}

Motion: SEN. COCCHIARELLA moved that SB 23 DO PASS.

Discussion: **SEN. COCCHIARELLA** informed the Committee that this bill came from the Legislative Counsel, State Information Technology, and the Office of Budget Program and Planning.

Motion/Vote: SEN. COCCHIARELLA moved amendment SB002301.alm DO PASS. Motion carried unanimously by voice vote.

EXHIBIT(sts10a04)

Motion/Vote: SEN. COCCHIARELLA moved that SB 23 DO PASS AS AMENDED. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 81

{Tape: 1; Side: A; Approx. Time Counter: 26.4 - 26.6}

Motion/Vote: SEN. GALLUS moved that SB 81 DO PASS.

Motion/Vote: SEN. GALLUS moved amendment SB008101.ash DO PASS. Motion carried unanimously by voice vote.

EXHIBIT(sts10a05)

Motion/Vote: SEN. GALLUS moved that SB 81 DO PASS AS AMENDED. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 25

{Tape: 1; Side: B}

Motion/Vote: SEN. COCCHIARELLA moved that SB 25 DO PASS. Motion carried 10-1 by voice vote with SEN. BALYEAT voting no.

EXECUTIVE ACTION ON SB 54

{Tape: 1; Side: B; Approx. Time Counter: 8 - 10}

Motion/Vote: SEN. COCCHIARELLA moved that SB 54 DO PASS.

Motion/Vote: SEN. LAIBLE moved amendment SB005401.adb DO PASS. Motion carried unanimously by voice vote.

EXHIBIT(sts10a06)

Motion/Vote: SEN. SHOCKLEY moved that SB 54 DO PASS AS AMENDED. Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 69

{Tape: 1; Side: B; Approx. Time Counter: 11 - 13}

Motion: SEN. GALLUS moved that SB 69 DO PASS.

Motion: SEN. GALLUS moved that amendment SB006901.adb DO PASS.

EXHIBIT(sts10a07)

Discussion: The Committee discussed how the amendment will give the Center for the Book controlling interest.

Substitute Motion/Vote: SEN. GALLUS made a substitute motion to RECONSIDER THE MOTION and table AMENDMENT SB06901.adb. Substitute motion carried 7-4 by voice vote.

Motion/Vote: SEN. GALLUS moved SB 69 . Motion carried unanimously by voice vote.

EXECUTIVE ACTION ON SB 73

{Tape: 1; Side: B; Approx. Time Counter: 13.7 - 25}

Motion: SEN. TROPILA moved that SB 73 DO PASS.

Discussion: **SEN. COONEY** said he is uncomfortable with this bill. He feels the two sides are trying to involve the legislature in a turf battle. He would like to postpone the bill, and give the two groups time to communicate.

SEN. GALLUS felt that the Officer's Museum should stay in Deer Lodge, and said he will not be able to support the bill.

SEN. BALYEAT informed the Committee that he has talked with both groups. He said this bill has made the issue to move the Museum from Deer Lodge to Great Falls an unlevel playing field. He stated it needs to be passed out of committee and allow them to work out the issue.

Substitute Motion/Vote: SEN. LEWIS made a substitute motion that SB 73 BE TABLED. Substitute motion failed 4-7 with SENATOR BALYEAT, SENATOR ESSMANN, SENATOR LAIBLE, AND SENATOR SHOCKLEY voting aye.

{Tape: 2; Side: A}

Motion/Vote: SEN. TROPILA moved that SB 73 BE INDEFINITELY POSTPONED AND THE VOTE REVERSED. Motion carried 7-4 by roll call vote with SENATOR BALYEAT, SENATOR ESSMANN, SENATOR LAIBLE, AND SENATOR SHOCKLEY voting no.

The Committee discussed the bill and the table vote. They made the decision to hold off on the motion. **CHAIRWOMAN SQUIRES** asked **SEN. COONEY, VICE CHAIRMAN,** if he would mediate between the two groups to get a handle on what is really happening before the Committee takes action on this bill.

EXECUTIVE ACTION ON SB 89

{Tape: 2; Side: A; Approx. Time Counter: 7 - 12}

Motion: **SEN. LAIBLE moved that SB 89 DO PASS.**

Discussion: **The Committee Members discussed the bill and feel it politicizes the issues.**

Motion/Vote: **SEN. GALLUS moved that SB 8 BE TABLED. Motion carried 7-4 by roll call vote with SENATOR BALYEAT, SENATOR ESSMANN, SENATOR LAIBLE, AND SENATOR SHOCKLEY voting no. SEN. ELLINGSON voted aye by proxy.**

ADJOURNMENT

Adjournment: 4:15 P.M.

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SEN. CAROLYN SQUIRES, Chairman

_____
CLAUDIA JOHNSON, Secretary

CS/cj

Additional Exhibits:

EXHIBIT(sts10aad0.PDF)